

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

MESTEK, INC., )  
Plaintiff, )  
v. ) C.A. No. 04-30147-KPN  
MACSTEEL SERVICE CENTERS USA, INC., and )  
BSC PROPERTIES, INC., )  
Defendants. )

**STIPULATION OF DISMISSAL**

Pursuant to Rule 41(A)(1)(ii), Fed.R.Civ.P., all of the parties to this action stipulate to the dismissal with prejudice of all claims, counterclaims, cross-claims and counter-cross-claims in this matter. The parties waive any and all rights of appeal, and shall bear their own costs.

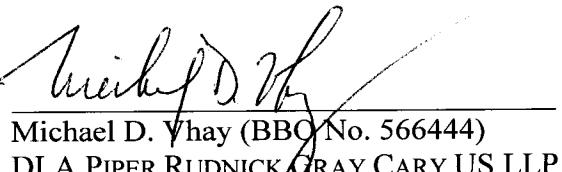
MESTEK, INC.

By its attorneys,

  
Francis D. Dibble, Jr. (BBO No. 123220)  
Kevin C. Maynard (BBO No. 550669)  
BULKEY, RICHARDSON AND GELINAS, LLP  
1500 Main Street, Suite 2700  
Springfield, MA 01115-5507  
(413) 781-2820 (telephone)  
(413) 272-0804 (fax)

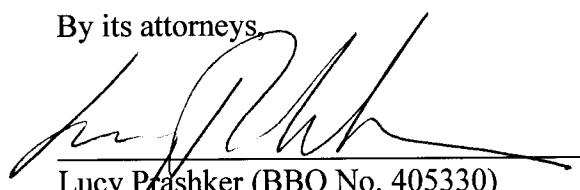
MACSTEEL SERVICE CENTERS USA, INC.,

By its attorneys,

  
Michael D. Whay (BBO No. 566444)  
DLA PIPER RUDNICK GRAY CARY US LLP  
One International Place, 21st Floor  
Boston, MA 02110-2600  
(617) 406-6000 (telephone)  
(617) 406-6100 (fax)

BSC PROPERTIES, INC.,

By its attorneys



Lucy Prashker (BBO No. 405330)  
CAIN HIBBARD MYERS & COOK, PC  
309 Main Street  
Great Barrington, MA 02130  
(413) 443-4771 (telephone)  
(413) 528-6973 (fax)

Dated: December 21, 2005